

NOTICE OF APPEAL

U.S. COURT OF APPEALS, THIRD CIRCUIT

U.S. DISTRICT COURT, WESTERN DISTRICT, PENNSYLVANIA

CIRCUIT COURT

DOCKET NO. 04358

**FULL CAPTION IN DISTRICT COURT
APPEARS AS FOLLOWS:**

ANTHONY GILMORE,

v.

MARILYN S. BROOKS, SUPERINTENDENT
OF THE STATE CORRECTIONAL INSTITUTE
AT ALBION,

And

BRADLEY FAULK, DISTRICT ATTORNEY FOR
ERIE COUNTY, PENNSYLVANIA, AND
THOMAS CORBETT, ATTORNEY GENERAL
FOR PENNSYLVANIA,

Notice is hereby given that Anthony Gilmore, appeals
to the United States Court of Appeals for the Third Circuit
from the final judgement entered in this action on March 27,
2006.

DATED: March 30, 2006

Anthony Gilmore
ANTHONY GILMORE
INMATE NO. EB-8234
SCI ALBION
10745 ROUTE 18
ALBION, PA 16475-0002

RAQUEL L. CROSS, ESQUIRE
OFFICE OF THE DISTRICT
ATTORNEY
ERIE COUNTY COURTHOUSE
140 WEST 6th STREET
ERIE, PA 16501
(717) 780-6767

IN THE UNITED STATES COURT OF APPEALS
FOR THE THIRD CIRCUIT

ANTHONY GILMORE,	:	CIVIL DIVISION
Plaintiff	:	
	:	
v.	:	Civil Action No. 04-358E
	:	(M.D.Pa. No.)
	:	
MARILYN S. BROOKS, SUPERINTENDENT,	:	
STATE CORRECTIONAL INSTITUTE AT	:	
ALBION,	:	
Defendant	:	
And	:	
BRADLEY FAULK, DISTRICT ATTORNEY	:	
FOR ERIE COUNTY, PENNSYLVANIA, AND	:	
THOMAS CORBETT, ATTORNEY GENERAL	:	
FOR PENNSYLVANIA,	:	
Additional Defendants	:	

O R D E R

AND NOW, this day of , 2006, upon
consideration of Plaintiff Anthony Gilmore's Application for
Leave to Proceed In Forma Pauperis on Appeal, IT IS HEREBY
ORDERED that the Application is GRANTED.

IT IS FURTHER ORDERED that the Clerk of Courts shall
enter an Order which shall reflect:

1. The applicant may proceed on appeal without
payment of cost and/or fees, or necessity of giving security
therefore, unless prepayment has already been paid,
in which case, it should be refunded.

BY THE COURT:

THE HONORABLE
UNITED STATES CIRCUIT JUDGE